



INTERIOR BOARD OF INDIAN APPEALS

Robert B. Wooding v. Commissioner of Indian Affairs

5 IBIA 9 (08/24/1976)

Denying reconsideration of:

4 IBIA 255

Judicial review of this case:

Affirmed, *Wooding v. Kleppe*, No. C-76-86T (W.D. Wash. Nov. 4, 1976)

Dismissed for failure to prosecute, (June 6, 1977)

Related Departmental case:

IA-2252

Reconsideration denied, IA-2252

Remanded, *Wooding v. Morton*, No. 77-72C3
(W.D. Wash. Aug. 13, 1973)

Related Board cases:

9 IBIA 158

14 IBIA 153

24 IBIA 233



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
4015 WILSON BOULEVARD
ARLINGTON, VA 22203

ADMINISTRATIVE APPEAL OF
ROBERT B. WOODING, ET AL.

v.

COMMISSIONER,
BUREAU OF INDIAN AFFAIRS

: Order Denying Petition For
: Reconsideration
:
: IBIA 75-54-A (Supp.)
:
:
: January 20, 1976

On January 15, 1976, the Board received a written request from counsel for the appellant in the above-styled administrative appeal asking that reconsideration be given to the Board's decision dated December 22, 1975, concerning the fair rental value for Lease No. 4388, Muckleshoot Indian Reservation.

In accordance with the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1(2), the Board's prior decision in this administrative proceeding was made final for the Department. At 43 CFR 4.21(c), it is provided that reconsideration of a decision of an Appeals Board may be granted only in extraordinary circumstances where, in the judgment of the Director of the Office of Hearings and Appeals or an Appeals Board, sufficient reason appears therefor.

For the reasons set forth in the December 22, 1975, Decision, the Board is satisfied that its resolution of this administrative appeal was in accordance with law. No extraordinary circumstances are perceived which warrant reconsideration of this matter.

NOW, THEREFORE, by virtue of the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.21(c), the Petition for Reconsideration, dated January 15, 1976,

is hereby DENIED and the decision of December 22, 1975, is REAFFIRMED as final for the Department.

Done at Arlington, Virginia.

//original signed

Alexander H. Wilson
Administrative Judge

I concur:

//original signed

Mitchell J. Sabagh
Administrative Judge